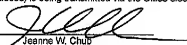


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Chikashi Suga et al.
Serial No.: 10/564,051
Confirmation No.: 5728
Filed: January 9, 2006
For: PACEMAKER SYSTEM FOR TREATING SLEEP APNEA
SYNDROME
Examiner: A. M. Alter
Art Unit: 3762

Certificate of Electronic Filing Under 37 CFR 1.8
I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: January 15, 2009


Jeanne W. Chub

AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY COMMENTS

In response to the Office Action dated September 17, 2008, please amend the above-identified U.S. patent application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.